

09/12/2006 12:22 FAX 248 352 1312

LEVINE BENJAMIN

001/003

September 12, 2006

**Via Facsimile at (989) 893-5549**

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Fred J. Fresard, Esquire  
50 W. Big Beaver Road  
Suite 600  
Troy, MI 48084

Re: Uhl vs. Komatsu Forklift Co. Ltd., et al

Gentlemen:

Attached please find the Decision of the Arbitration Panel.

Very truly yours,

/ns/  
Martin E. Stein

/ns/  
James Martin

/ns/  
Graham Ward

Enclosure

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

DONNA UHL, Personal Representative  
Of the Estate of LYNN UHL, and DONNA  
UHL, individually,

Plaintiffs,

-vs-

No: 04-CV10148BC  
Hon. David M. Lawson

KOMATSU FORKLIFT CO. LTD., a foreign  
Corporation, and KOMATSU FORKLIFT U.S.A.,  
INC.,

Defendants.

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Troy, MI 48084  
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ARBITRATION AWARD

It is the decision of this arbitration panel, by way of a two to one decision, that an award is rendered in favor of the plaintiffs, Donna Uhl, Personal Representative of the Estate of Lynn Uhl, and Donna Uhl, individually, and Pacific Employer's Insurance Company and against the defendants, Komatsu Forklift Co. LTD and Komatsu Forklift

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U.S.A., Inc., in the amount of One Million Nine Hundred Thousand (\$1,900,000.00)

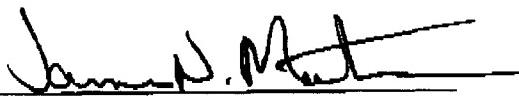
dollars.



Martin Stein



Graham Ward



James Martin